

C4C203



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Federal Communications Commission
Washington, D.C. 20554

July 28, 2004

Sharon Black
6608 Concord Mews
Montgomery, Alabama 36116

Dear Ms. Black:

This concerns your petition for rule making in which you request that the Commission amend Section 73.202(b) of its rules, FM Table of Allotments, to allot Channel 226A to Montgomery, Alabama.

The foregoing petition does not comply with Section 73.207(a) of the Commission's rules because the proposed transmitter site is short spaced by 16.1 kilometers to Station WPGG(FM), Channel 227C1, at Evergreen, Alabama. In addition, we note that grant of your petition would not require the deletion of Channel 226A from Coosada, Alabama. That channel was deleted by a Commission Memorandum Opinion and Order in MM Docket No. 01-341, DA 02-2816, adopted October 16, 2002.

In light of the foregoing, your petition for rule making is being returned as unacceptable for consideration at this time.

Sincerely,

A handwritten signature in dark ink, appearing to read "John A. Karousos", is written over a large, loopy flourish that extends to the left and right.

John A. Karousos
Assistant Chief, Audio Division
Media Bureau